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Attorney for Petitioner
DAVID MICHAEL LEON

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

DAVID MICHAEL LEON,)	Case No. C07-5719 CRB
)	
Petitioner,)	
)	
vs.)	
)	
JAMES A. YATES, Warden, et al.)	
)	PROPOSED ORDER
Respondents.)	
_____)	

IT IS HEREBY ORDERED that the Supplemental Points and Authorities filed by respondent on September 3, 2008 are stricken and will not be considered.

Or

IT IS HEREBY ORDERED that the Supplemental Points and Authorities filed by respondent on September 3, 2008 will be considered by the Court along with the response by petitioner contained in his opposition filed September 5, 2008.

Dated:

CHARLES R. BREYER
United States District Court Judge